
**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WISCONSIN**

WILLIAM DAMON AVERY,

Plaintiff,

v.

Case No. 11-CV-408-JPS

CITY OF MILWAUKEE, DETECTIVE
GILBERT HERNANDEZ, DETECTIVE
DANIEL PHILLIPS, DETECTIVE
KATHERINE HEIN, DETECTIVE
TIMOTHY HEIER, DETECTIVE KEVIN
ARMBRUSTER, AND DETECTIVE
JAMES DEVALKENAERE,

Defendants.

**PARTIAL
FINAL
JUDGMENT**

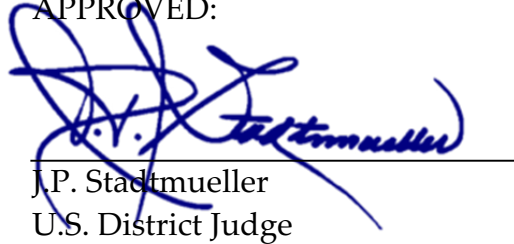
Decision by Court. This action came on for consideration before the Court upon remand from the Seventh Circuit Court of Appeals in *William D. Avery v. City of Milwaukee, et al.*, No. 15-3175 (Jan. 30, 2017). In accordance with the mandate of the Court of Appeals,

IT IS ORDERED AND ADJUDGED that the plaintiff William Damon Avery's motion for entry of partial final judgment (Docket #189) be and the same is hereby **GRANTED**;

IT IS FURTHER ORDERED AND ADJUDGED that the plaintiff William Damon Avery shall have and recover, from defendants Detective Gilbert Hernandez, Detective Daniel Phillips, and the City of Milwaukee, the amount of \$1,000,000.00 on the plaintiff William Damon Avery's claims that defendants Detective Gilbert Hernandez and Detective Daniel Phillips fabricated evidence, failed to intervene to prevent the use of fabricated evidence, and conspired to use fabricated evidence that was a cause of the plaintiff William Damon Avery's homicide conviction, and the plaintiff William Damon Avery's claim that the City of Milwaukee had a policy, practice, or custom of inadequately investigating homicides at the time in question which led to the fabrication of evidence resulting in the plaintiff William Damon Avery's homicide conviction; and

IT IS FURTHER ORDERED AND ADJUDGED that the plaintiff William Damon Avery shall have and recover, from defendants Detective Gilbert Hernandez, Detective Daniel Phillips, and the City of Milwaukee, post-judgment interest on the amount stated above as provided for in 28 U.S.C. § 1961 and computed from a starting date of June 11, 2015.

APPROVED:



J.P. Stadtmueller
U.S. District Judge

September 15, 2017

Date

STEPHEN C. DRIES

Clerk of Court

s/ Jodi L. Malek

By: Deputy Clerk